

REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
November 17, 2005

PRESENT:	Lou Ann Christensen	Mayor
	Holly Bell	Councilmember
	Alden Farr	Councilmember
	Reese Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Ben Boyce	Director of Parks and Recreation
	Bret Jones	City Engineer
	Jeff Leishman	Zoning Administrator
	Bruce Leonard	Director of Public Works
	Darin McFarland	Street Superintendent
	Tom Peterson	Building Inspector
	Dennis Sheffield	Director of Finance
	Mark Teuscher	Community Development Supervisor/City Planner
	Don Tingey	City Administrator
EXCUSED:	Jon Adams	Councilmember

Mayor Christensen called the meeting to order and excused Councilmember Adams, who was out of town. The scouts in the audience led the Pledge of Allegiance. The Reverence Period was given by Councilmember Bell. Mayor Christensen presented the agenda as follows:

PUBLIC COMMENT
CONSENT

Appointment to Planning Commission
Re-Appointment to Youth Commission Executive Board and Appointment of Chair
Request for Approval of Disposition of Ballots for the November 8, 2005 Election

PUBLIC HEARINGS

Ordinance Repealing Chapter 29.19, Airport Area Special Regulations, in Brigham City Code and
Replacing with Chapter 29.19, Airport Overlay Zones

SCHEDULED DELEGATION

Information on Willard Bay State Park
Main Street Project UDOT Contract (*tabled*)

NEW BUSINESS

Amendment to Animal Control Ordinance to Require Rabies Vaccination Every Three Years Instead
of Two, and to Allow Citizens to Renew Their License Through the Mail

UNFINISHED BUSINESS

Recommendation for Storm Drain Funding Options

CLAIMS

Payment Register and Cash Disbursements

Councilmember Bell made a motion to approve the agenda as amended. The motion was seconded and carried unanimously.

PUBLIC COMMENT

There were no comments from the public.

CONSENT

Appointment to Planning Commission

It was recommended Mr. Bill McGaha be appointed to the Planning Commission.

Re-Appointment to Youth Commission Executive Board and Appointment of Chair

It was recommended Dr. Carey Lloyd be re-appointed to the Youth Commission Executive Board, and also be appointed as Chair.

Request for Approval of Disposition of Ballots for the November 8, 2005 Election

The attached disposition of ballots was presented for approval.

MOTION: A motion to approve the Consent Agenda was made by Councilmember Marabella, seconded by Councilmember Bell and unanimously carried.

PUBLIC HEARING

Ordinance Repealing Chapter 29.19, Airport Area Special Regulations, in Brigham City Code and Replacing with Chapter 29.19, Airport Overlay Zones

Mr. Leishman came forward and explained that with the expansion at the airport, it has become necessary to review the current ordinance and to recommend an amended ordinance which will segregate uses on the ground from the air space traffic.

Mr. Leishman stated that the overlay zones include a lot of areas that are outside Brigham City limits. Brigham City cannot regulate them; however, the same ordinance is being proposed to each applicable jurisdiction for their approval.

Mr. Leonard added that the Federal Aviation Association looks very favorable on communities that protect their air space and approach zones, and it plays a big part on getting grant funding.

A motion to open the public hearing was made by Councilmember Bell, seconded by Councilmember Farr and unanimously carried. There were no comments from the public. A motion to close the public hearing was made by Councilmember Marabella, seconded by Councilmember Bell and carried.

MOTION: Councilmember Farr made a motion to approve the repeal of Chapter 29.19 Airport Area Special Regulations in Brigham City Code and replace it with Chapter 29.19, Airport Overlay Zones. The motion was seconded by Councilmember Marabella. Councilmember Jensen asked if the other municipalities want any changes to the ordinance if it will come back to the Council. Mr. Leonard replied that the intent is that they will simply substitute their municipality with Brigham City's name and approve it as is. It will not affect Brigham City's ordinance. The only thing Brigham City can do is encourage them to adopt their ordinance and educate them on the importance of protecting the air space. Even though they do not financially have ownership in the airport, all the surrounding jurisdictions will benefit from the development of the airport and the industry it brings in. The motion unanimously carried.

SCHEDULED DELEGATION

Information on Willard Bay State Park

Mr. Roland Bringhurst came forward and reported that after 4 ½ years and \$7.5 million of work at Willard Bay, the project is finally done.

Mr. Bringhurst stated that Utah State Parks has a number of grant opportunities that become available. In the past, local managers such as himself, have not even known when these grant opportunities become available. The new director is making a big change to this. She wants all these type of grant opportunities to funnel through the local managers. Mr. Bringhurst will now be aware of when the grants are available and when the deadlines will be, then he will work with local communities to make them aware of the grants. If Brigham City is interested in any of the grants, he will work with the City on the grant application. There are a number of grants, but the three main ones are the Land and Water Conservation Fund; the Off Highway Vehicle Grants for motorized trails and trail heads, restrooms, etc.; the Non-Motorized Trail Grants. Mr. Bringhurst said as these grants become available, he will make sure each of the local municipalities know about them.

Mr. Bringhurst said that their division has entered into a program called Vision 2010, which is looking forward to the year 2010 and where they want to be at that time. Part of that is going to be working on the SCORP,

or Statewide Comprehensive Outdoor Recreation Plan. This includes identifying recreation and park needs throughout the state. They will probably hold some public hearings and work with Ben Boyce and his staff to try and identify these needs.

Mr. Bringhurst reported that Willard Bay had a great summer this year. After two years of drought and having to curtail boat launching, this year the Bay has been full all year. They had 260,000 visitors to the Bay since July 1, 2005. The previous year with the low water, they only had 230,000 for the entire year. The Fantasy at the Bay Light Show begins November 18. New this year is "Christmas with the Bugs." There will be a hay ride available on Friday and Saturday nights, and Santa Claus will be there at scheduled times.

NEW BUSINESS

Amendment to Animal Control Ordinance to Require Rabies Vaccination Every Three Years Instead of Two, and to Allow Citizens to Renew Their License Through the Mail

Ms. Marge Porter approached the Council and explained that the current ordinance requires rabies vaccination shots every two years. She talked to at least four veterinarians and they all told her that rabies shots are now good for three years. This proposed amendment would require shots every three years instead of two. Another change is to allow citizens to renew their license through the mail. This is especially helpful to those citizens who go south for the winter and do not move back to Brigham City until after the deadline of March 1. In addition, the resolution increases the fees. There has not been a fee increase in 21 years. The proposed rate for a neutered male and spade female would be \$10.00 and an unaltered dog would be \$17.00. Those that renew by mail would be charged an additional \$5.00 to cover the cost of mailing. In the past, notices have been published on the monthly billings. Beginning this year, staff will also send reminder letters to all dog owners on file.

MOTION: Councilmember Marabella made a motion to amend the Animal Control Ordinance to require rabies vaccination every three years and allow citizens to renew their license through the mail, and revise the fee schedule as outlined, seconded by Councilmember Bell and unanimously carried.

UNFINISHED BUSINESS

Recommendation for Storm Drain Funding Options

Mr. Bruce Leonard and Mr. Bret Jones approached the Council. Mr. Jones said the City's total annual storm drain revenue is \$868,000. The historical operating costs have been \$219,000. This leaves \$649,000 available each year for a contingency fund. They have revised the projects from ten to eight.

At the last Council meeting, the Council recommended doing projects 1-4 and look at funding them through a revenue bond, and do projects 5-8 and fund this through the City's budget over time. They looked at both a 12-year bond and a 10-year bond. The interest rate on a 12-year bond would be 4.16%. The inflation rate is 5.4%. The total financed to do projects 1-4 would be \$3.8 million. When this is changed into a bond, the City would actually pay \$5.6 million for the bond. The average yearly payment on the bond would be approximately \$467,000. There would be a surplus in the contingency fund of approximately \$182,000. This would allow projects 1-4 to be completed the first year, as well as project 5. However, with the inflation rate, projects 6-8 will not be able to be completed until 2012.

Mr. Jones said the 10-year bond is not recommended. The fund balance would be negative every year. The first four projects could be completed, but the rest could not be completed for another 12 years.

Councilmember Marabella noted that one thing that is not factored into the different scenarios is the fact that over the next 12 years there will probably be a 2-3% growth rate, which will generate more revenue. This would provide more options if a pay-as-you-go concept is considered. Mr. Jones agreed; however, with growth also comes more cost, so it may offset itself.

Mr. Leonard suggested a public hearing be held on the bonds.

MOTION: Councilmember Bell made a motion to set a public hearing on the storm drain projects and options for funding on December 15, 2005. The motion was seconded by Councilmember Jensen and unanimously carried.

CLAIMS

Payment Register and Cash Disbursements

Councilmember Jensen moved to approve General Claims dated November 11, 2005 in the amount of \$668,445.75; for November 1, \$8,608.60; for November 8, \$191,178.07; November 15, \$442,816.68. The motion was seconded and carried.

A motion to convene to an Executive Session was made by Councilmember Marabella. The Mayor called for a roll call vote. All councilmembers voted aye. The meeting adjourned to an Executive Session at 8:10 p.m. The Council returned to an open meeting at 8:25 p.m. and adjourned.